

THE HONOURABLE SRI JUSTICE P.S.NARAYANA
W.P.No.15280 of 2006

Dated:31-07-2006

Between:

Tadi Vani and others

Petitioners

And

The State Election Commission, Secunderabad and others
Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA
W.P.No.15280 of 2006

ORDER:

1. This court issued Rule Nisi on 23-07-2006. In W.P.M.P. it was recorded "prima facie it is stated that the petitioners are not in arrears and some of the petitioners do not own houses also and only with a view to have the candidates to be declared elected unanimously this plan was thought of. Whatever it is, this court is of the considered opinion that this is a matter to be considered further. In view of the same, the 5th respondent-returning officer not to finalize the nominations till 27-07-2006. Post WPMP on 25-07-2006."

3. Several factual details no doubt had been narrated. Sri Prabhakar Rao and Sri Upender Reddy representing the respective parties would submit that because there was delayed communication, the other process relating to election had been further proceeded with. This court is not inclined to express any opinion relating to this aspect. Several other factual details had been narrated in the additional affidavit filed in support of the writ petition.

4. The respective stands of Sri Prabhakar Rao and Sri Upender Reddy are hereby recorded and in view of the fact that these all factual details which may have to be gone into at the appropriate stage, this court as writ court is not inclined to express any opinion and liberty is given to raise all these grounds if the petitioners are so advised in an election petition before the appropriate election tribunal.

5. With the above observation, the writ petition is disposed of.

31-07-2006

Stp

